

FOLEY & LARDNER LLP  
ATTORNEYS AT LAW11250 EL CAMINO REAL, SUITE 200  
SAN DIEGO, CA 92130  
P.O. BOX 80278  
SAN DIEGO, CA 92138-0278  
TELEPHONE: 858.847.6700  
FACSIMILE: 858.792.6773  
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TO:	PHONE #:	FAX #:
United States Patent and Trademark Office Examiner: Teresa D. Wessendorf Art Unit: 1639		571-273-8300

From : Barry S. Wilson  
Email Address : bwilson@foley.com  
Sender's Direct Dial : 858.847.6722  
Date : December 5, 2005  
Client/Matter No : 068904-0507  
User ID No : 3067

## MESSAGE:

Re: US Patent Application No.: 10/783,950  
Our Ref.: 068904-0507

Attached please find:

- Transmittal (3 pgs.);
- Response to July 5, 2005 Office Action (15 pgs.) and Capon v. Eshhar, 418 F.3d 1349, 1359 (Fed. Cir. 2005) (copy attached-10 pgs.);
- Authorization to charge \$225.00 to Deposit Acct. No. 50-0872.

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Operator:	Time Sent:	Return Original To: Vanessa E. Agha
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Atty. Dkt. No. 068904-0507

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DEC 05 2005

Applicant: Hiatt et al.

Title: IMMUNOGLOBULIN BINDING  
PROTEIN ARRAYS IN  
EUKARYOTIC CELLS

Appl. No.: 10/783,950

Filing Date: 2/19/2004

Examiner: Teresa D. Wessendorf

Art Unit: 1639

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b> I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.	
Vanessa E. Agna (Printed Name)	_____ (Signature)
December 5, 2005 (Date of Deposit)	

AMENDMENT TRANSMITTAL

Mail Stop Amendment  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[ X ] Response to July 5, 2005 Office Action (15 pages) and Capon v. Eshhar, 418 F.3d 1349, 1359 (Fed. Cir. 2005) (copy attached-10 pages).

[ X ] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

[ X ] The fee required for additional claims is calculated below:

	Claims As Amended	Previously Paid For	Extra Claims Present	Rate	Additional Claims Fee
Total Claims:	41	- 41	= 0	x \$50.00	= \$0.00

Atty. Dkt. No. 068904-0507

Independent Claims:	2	-	7	=	0	x	\$200.00	=	\$0.00
First presentation of any Multiple Dependent Claims:						+	\$360.00	=	\$0.00
CLAIMS FEE TOTAL								=	\$0.00

☒ Applicant hereby petitions for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

<input type="checkbox"/> Extension for response filed within the first month:	\$120.00	\$0.00
<input checked="" type="checkbox"/> Extension for response filed within the second month:	\$450.00	\$450.00
<input type="checkbox"/> Extension for response filed within the third month:	\$1,020.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fourth month:	\$1,590.00	\$0.00
<input type="checkbox"/> Extension for response filed within the fifth month:	\$2,160.00	\$0.00
EXTENSION FEE TOTAL:		\$450.00
<input type="checkbox"/> Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$130.00	\$0.00
CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:		\$450.00
<input checked="" type="checkbox"/> Small Entity Fees Apply (subtract ½ of above):		\$225.00
TOTAL FEE:		\$225.00

☒ Please charge Deposit Account No. 50-0872 in the amount of \$225.00. A duplicate copy of this transmittal is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 50-0872. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 50-0872. If any extensions of time are needed for timely acceptance of papers submitted herewith, applicant hereby petitions for such

Atty. Dkt. No. 068904-0507

extension under 37 C.F.R. §1.136 and authorizes payment of any such extensions fees to  
Deposit Account No. 50-0872.

Please direct all correspondence to the undersigned attorney or agent at the address  
indicated below.

Respectfully submitted,

Date 12/05/2005

FOLEY & LARDNER LLP  
Customer Number: 30542  
Telephone: (858) 847-6722  
Facsimile: (858) 792-6773

By Barry S. Wilson

Barry S. Wilson  
Attorney for Applicant  
Registration No. 39,431

Atty. Dkt. No. 068904-0507

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****RECEIVED  
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Applicant: Hiatt et al.

Title: IMMUNOGLOBULIN BINDING  
PROTEIN ARRAYS IN  
EUKARYOTIC CELLS

Appl. No.: 10/783,950

Filing Date: 02/19/2004

Examiner: Wessendorf, Teresa D.

Art Unit: 1639

<b>CERTIFICATE OF FACSIMILE TRANSMISSION</b>
I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Alexandria, Virginia on the date below.
<u>Vanessa Agha</u> (Printed Name)
<u>Vanessa E. Agha</u> (Signature)
<u>December 5, 2005</u> (Date of Deposition)

**DEC 05 2005****RESPONSE TO OFFICE ACTION**Mail Stop AMENDMENT  
Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to an Office Action mailed July 5, 2005.

The listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 9 of this document.

12/06/2005 TL0111 00000055 500072 10703950  
01 FC:2252 225.00 DA